

**Notice of Allowability**

Application No.

10/801,546

Applicant(s)

SOTOYAMA, WATARU

Examiner

Camie S. Thompson

Art Unit

1774

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment filed July 31, 2007.
2. ☒ The allowed claim(s) is/are 1,2,4,5,8-13 and 17-36.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some\* c) ☐ None of the:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |  |
|--|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application                                |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br>Paper No./Mail Date _____    | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment                              |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance             |
|  | 9. <input type="checkbox"/> Other _____  |

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Andrew Melick on October 9, 2007.

The application has been amended as follows:

Claim 8: Delete the phrase "for use as" and insert the term - - comprising - -.

Claim 9: Delete the phrase "for use as" and insert the term - - comprising - -.

Claim 10: Delete the phrase "according to" and insert the phrase - - as in any - -.

Claim 18: Delete the phrase "according to" and insert the phrase - - as in any - -.

Claim 20: Delete the phrase "according to" and insert the phrase - - as in any - -.

Claim 24: Delete the phrase "according to" and insert the phrase - - as in any - -.

Claim 28: Delete the phrase "according to" and insert the phrase - - as in any - -.

Claim 29: Delete the term "using" and insert the term - - comprising - -.

Delete the phrase "according to" and insert the term - - of - -.

Claim 30: Delete the term "using" and insert the term - - comprising - -.

Delete the phrase "according to" and insert the phrase - - as in any - -.

Claim 31: Delete the term "using" and insert the term - - comprising - -.

Delete the phrase "according to" and insert the term - - of - -.

Claim 32: Delete the term "using" and insert the term - - comprising - -.

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Delete the phrase “according to” and insert the term - - comprising - -.

Claim 33: Delete the term “using” and insert the term - - comprising - -.

Delete the phrase “according to” and insert the term - - comprising - -.

Claim 34: Delete the term “using” and insert the term - - comprising - -.

Delete the phrase “according to” and insert the term - - comprising - -.

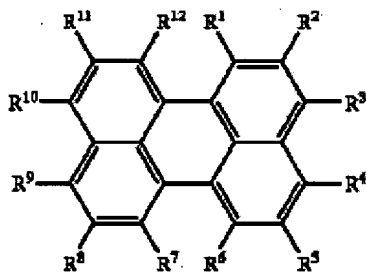
Claim 35: Delete the term “using” and insert the term - - comprising - -.

Delete the phrase “according to” and insert the term - - comprising - -.

Claim 36: Delete the term “using” and insert the term - - comprising - -.

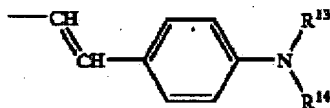
Delete the phrase “according to” and insert the term - - comprising - -.

2. The following is an examiner’s statement of reasons for allowance: The prior art does not provide for the recited fluorescent material comprising a perylene compound represented by formula (1)



wherein two or more of R<sup>1</sup> to R<sup>12</sup> have the structure represented by formula (2)

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with the rest being hydrogen and  $R^{13}$  and  $R^{14}$  as defined in the present claims. Additionally, the prior art does not provide for an organic electroluminescent element having an organic light emitting layer disposed between an anode and a cathode wherein the organic light emitting layer comprising the fluorescent material comprising a perylene compound represented by formula (1).

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Camie S. Thompson whose telephone number is 571-272-1530. The examiner can normally be reached on Monday-Friday 8:00 am - 6:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Milton Cano can be reached on 571-272-1398. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



MILTON I. CANO  
SUPERVISORY PATENT EXAMINER